



# CITY OF LODI COUNCIL COMMUNICATION

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**AGENDA TITLE:** Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation (\$120,140.69).

**MEETING DATE:** April 1, 2009 City Council Meeting

**PREPARED BY:** City Attorney's Office

**RECOMMENDED ACTION:** Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation (\$120,140.69).

**BACKGROUND INFORMATION:** Listed below are invoices from the City's outside counsel, Folger, Levin & Kahn and miscellaneous invoices for services incurred relative to the Environmental Abatement Program litigation that are currently outstanding and need to be considered for payment. Except for smaller clean-up items this will be the last significant PCE related invoice.

## Folger Levin & Kahn - Invoices Distribution

Matter No.	Invoice No.	Date	Description	Water Acct.
8002	113778	Feb. 2009	People v. M&P	541.96
8008	113736	Feb. 2009	City of Lodi v. Envision	108,610.58
<b>Total</b>				<b>\$109,152.54</b>

## MISCELLANEOUS

Invoice No.	Date	Description	Water Account
135211	Feb-09	Hemming Morse	\$9,007.75
PL117039	Nov-08	Esquire	577.45
PL127595	Jan-09	Esquire	819.30
PL127637	Jan-09	Esquire	583.65
			<b>\$10,988.15</b>

**FISCAL IMPACT:** All expenses will be paid out of the Water Fund.

**FUNDING AVAILABLE:** 184010.7323 - \$120,140.69

  
D. Stephen Schwabauer, City Attorney

**APPROVED:**

  
Blair King, City Manager